

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA

Alexandria Division

UNITED STATES OF AMERICA	)	CRIMINAL NO. 1:04-CR-221
	)	
v.	)	Count 1: 18 U.S.C. § 1960
	)	Operating an Unlicensed Money Transmitting
	)	Business
RAHIM BARIEK,	)	
	)	Count 2: 18 U.S.C. § 982
Defendant	)	Criminal Forfeiture

INDICTMENT

April 2005 Term – At Alexandria

General Allegations

THE GRAND JURY CHARGES THAT:

1. At all times relevant to this Indictment, the term “unlicensed money transmitting business” was defined in Title 18, United States Code, Section 1960, as a money transmitting business affecting interstate and foreign commerce which is operated without an appropriate money transmitting license in a State where such operation is punishable as a misdemeanor or a felony under State law, with or without knowledge that the operation was required to be licensed or that the operation was so punishable.

2. Under the Virginia Code, Section 6.1-371, no person may engage in the business of money transmission without a license from the Virginia State Corporation. The Virginia Code, Section 6.1-375, provides that any person required to have a license who engages in the business of money transmission without a license is guilty of a misdemeanor.

COUNT 1

Operation of Unlicensed Money Transmitting Business

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THE GRAND JURY FURTHER CHARGES THAT:

1. The Grand Jury realleges and incorporates by reference herein the General Allegations of this Indictment.
2. From on or about November 1, 2001, to on or about August 8, 2003, in the Eastern District of Virginia and elsewhere, defendant RAHIM BARIEK did knowingly and unlawfully conduct, control, manage, supervise, direct, and own all and part of an unlicensed money transmitting business, known as Bariek Money Transfer.
3. From on or about November 1, 2001, until on or about August 8, 2003, Bariek Money Transfer received at least \$4.9 million in funds from individuals wishing to transfer money outside of the United States. In furtherance of BARIEK's money transmitting business, those funds were deposited in five bank accounts controlled by BARIEK.
4. From on or about November 1, 2000, until on or about August 8, 2003, BARIEK caused a total of approximately \$4.9 million to be transferred from certain bank accounts in the United States to individuals in various Middle Eastern nations without a money transmitting license from the Virginia State Corporation Commission as required by law. The Middle Eastern countries to which BARIEK transferred money included Afghanistan, Pakistan and Iran.

(In Violation of Title 18, United States Code, Section 1960(a).)

COUNT 2

Criminal Forfeiture

THE GRAND JURY FURTHER CHARGES THAT:

1. The Grand Jury realleges and incorporates by reference herein the General Allegations and Count 1 of this Indictment.

2. Pursuant to Rule 32.2(a), the defendant is hereby notified that, if convicted of the offense of unlicensed money transmitting charged in Count 1 above, he shall forfeit to the United States, pursuant to 18 U.S.C. §982(a)(1), the following property:

- a. \$19,614 in United States currency
- b. \$1,392.53 in account #093-438531-9 at Chevy Chase Bank
- c. \$5,906.77 in account #41-1494-7356 at Bank of America
- d. \$5,429.99 in account #700327754 at Suntrust Bank

3. Pursuant to Title 21, United States Code, Section 853, as incorporated by 18 U.S.C. § 982(b)(1), the defendant shall forfeit substitute property, up to the value of the amounts described in subparagraphs a through d, if, by any act or omission of the defendant, the property described in subparagraphs a through d, or any portion thereof, cannot be located upon the exercise of due diligence; has been transferred, sold to, or deposited with a third party; has been placed beyond the jurisdiction of the Court; has been substantially diminished in value; or has been commingled with other property which cannot be divided without difficulty.

(In violation of Title 18, United States Code, Section 982(a)(1).)

A TRUE BILL:

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FOREPERSON OF THE GRAND JURY

Paul J. McNulty  
United States Attorney

By: \_\_\_\_\_  
Neil Hammerstrom, Jr.  
Chief, Terrorism and National Security Unit

\_\_\_\_\_  
David H. Laufman  
Assistant United States Attorney

Jessica Lombardo  
Special Assistant United States Attorney